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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Inder the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 09/618,178 Filing Date TRANSMITTAL 18 July 2000

# FORM

(to be used for all correspondence after initial filing)

First Named Inventor LINCOLN, Stephen E Art Unit 1637 **Examiner Name** FREDMAN, Jeffrey N. Attomey Docket Number

13151-2 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Х Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Provisional Application Proprietary Information Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** Request for Refund Receipt Acknowledgement **Express Abandonment Request** Postcard CD, Number of CD(s) Information Disclosure Statement 8 citations with Forms PTO/SB/08a & b Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Kalbw-& Springut, LLP Signature Printed name J. David Ellett, Jr. Date Reg. No. 12 July 2005 27,875

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**Patent** 

13151-2



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

e Patent Application of

Applicants: LINCOLN, Stephen E. and

KNAPP, Michael R.

: Examiner: FREDMAN, Jeffrey N.

Serial No.: 09/618,178

: Group Art Unit: 1637

Filing Date: 18 July 2000

Title

: "Automatic Genotype Determination"

Kalow & Springut LLP

488 Madison Avenue, 19<sup>th</sup> Floor New York, New York 10022

Customer No. 23719

12 July 2005

Commissioner for Patents Post Office Box 1450 Alexandria, Virginia 22313-1450

# INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97(c)

#### SIR or MADAM:

Pursuant to 37 CFR 1.97(c), the attorneys for the applicants hereby bring to the attention of the Patent and Trademark Office in connection with the patent application identified above the patents and publications listed below broadly related to the field of the invention of the application and identified on the accompanying Form PTO/SB/08.

07/15/2005 SSITHIB1 00000173 09618178 02 FC:1806

180.00 np

Applicants:

LINCOLN, Stephen E. and

KNAPP, Michael R.

Serial No.:

09/618,178

Filed:

18 July 2000

Page 2

### **United States Patent Documents**

Document Number	Designated Patentee or Applicant
5,453,247	Beavis, et al.
5,700,637	Southern
5,811,235	Jeffreys
5,853,989	Jeffreys, et al.

### **Foreign Patent Documents**

AU 03355093 A1

Bertin & Cie

### **Non-Patent Literature Documents**

JEFFREYS, A.J. et al., "Hypervariable 'minisatellite' regions in human DNA," Nature, 7 March 1985, pages 67-73, vol. 314;

BAIRD, M., et al., "Allele Frequency Distribution of Two Highly Polymorphic DNA Sequences...," Am. J. Hum. Genet., 1986, pages 489-501, vol. 39;

LANDER, E., et al., "Strategies for studying heterogeneous genetic traits...," Proc. Natl. Acad. Sci. USA, October 1986, pages 7353-7357, vol. 83;

LANDER, E., et al., "Construction of multilocus genetic linkage maps in humans," <u>Proc. Natl. Acad. Sci. USA.</u>, April 1987, pages 2363-2367, vol. 84;

DONIS-KELLER, H., et al., "A Genetic Linkage Map of Human Genome," Cell, 23 October 1987, pages 319-337, vol. 51;

PATERSON, A. H., et al., "Resolution of quantitative traits into Mendelian factors...," Nature, 20 October 1988, pages 721-726, vol. 335;

LANDER, E., et al., "Mapping Mendelian Factors Underlying Quantitative Traits...," Genetics, January 1989, pages 185-199, vol. 121;

GRIFFITHS, A. J. F., et al., An Introduction to Genetic Analysis, Fifth ed., 1993, pages 750-752 (W.H. Freeman and Company, New York).

Applicants:

LINCOLN, Stephen E. and

KNAPP, Michael R.

Serial No.:

09/618,178

Filed:

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18 July 2000

Page 3

A copy of each of the items identified above is submitted with this statement – with the exception of United States patent documents, copies of which are not required to be submitted under current guidelines of the United States Patent and Trademark Office, and with the further exception of Australian published patent application AU 03355093 A1, a copy of which will be provided subsequently.

The attorneys for the applicants take no position on whether or not any item cited above and listed on Form PTO/SB/08 constitutes prior art against the subject application under any particular provision of Title 35 of the United States Code.

An earlier information disclosure statement filed on 8 April 2004 with respect to the subject application identified the Baird *et al.* 1986 publication from volume 39 of the *American Journal of Human Genetics* ("the Baird *et al.* 1986 publication") listed above. However, the copy of the Baird *et al.* 1986 publication submitted with the earlier information disclosure statement was missing pages 494 and 495, as specifically noted in the earlier information disclosure statement. The copy of the Baird *et al.* 1986 publication submitted with the present information disclosure statement includes pages 494 and 495.

Pursuant to 37 CFR 1.97(c) and 1.17(p), the official fee for submission of an information disclosure statement at this time is estimated to be one hundred eighty dollars (\$180.00). A check in the estimated amount is submitted with this statement in payment for the required official fee. Please charge any deficiency in the payment submitted for the required fee, or credit any overpayment, to deposit account No. 11-0171.

Respectfully submitted,

Attorneys for the Applicants

Вy

(Reg. No. 27,875)

Telephone: (212) 813-1600

PTO/SB/08A (08-03)

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Substitute for form 1449/PTO

Sheet

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

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Application Number 09/618,178
Filing Date 18 July 2000
First Named Inventor LINCOLN, Stephen E.
Art Unit 1637
Examiner Name FREDMAN, Jeffrey N.
Attorney Docket Number 13151-2

			U. S. PATENT	DOCUMENTS		
Examiner Initials*	Cite No.1	ite Document Number Publication o.1 Publication MM-DD-Y		Name of Palentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number-Kind Code <sup>2 (If known)</sup>			- Iguico, ppour	
	<u> </u>	<sup>US-</sup> 5,453,247	<u> 09-26-1995</u>	Beavis, et al.		
		l <sup>us-</sup> 5,700,637	12-23-1997	Southern		
		<sup>us-</sup> 5.811.235	09-22-1998	Jeffreys		
		<sup>US-</sup> 5,853,989	12-29-1998	Jeffreys, et al.		
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3 -</sup> Number <sup>4 -</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T <sub>e</sub>
		AU 03355093 A1	06-28-1993	Bertin & Cie*		
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Examiner		Date	
Signature	10	Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

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Application Number 09/618,178

Filing Date 18 July 2000

First Named Inventor LINCOLN, Stephen E.

Art Unit 1637

Examiner Name Examiner Name

(Use as many sheets as necessary)

Sheet 2 of 2 Attorney Docket Number 13151-2

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*			
		JEFFREYS, A.J. <u>et al</u> ., "Hypervariable 'minisatellite' regions in human DNA," <u>Nature.</u> 7 March 1985, pages 67-73, vol. 314.	
		BAIRD, M., et al., "Allele Frequency Distribution of Two Highly Polymorphic DNA Sequences," Am. J. Hum. Genet., 1986, pages 489-501, vol. 39.	
		LANDER, E., et al., "Strategies for studying heterogeneous genetic traits," Proc. Natl. Acad. Sci. USA, October 1986, pages 7353-7357, vol. 83.	
	-	LANDER, E., <u>et al.</u> , "Construction of multilocus genetic linkage maps in humans," <u>Proc.</u> <u>Natl. Acad. Sci. USA.</u> , April 1987, pages 2363-2367, vol. 84.	
		DONIS-KELLER, H., <u>et al.</u> , "A Genetic Linkage Map of the Human Genome," <u>Cell,</u> 23 October 1987, pages 319-337, vol. 51.	
		PATERSON, A.H., <u>et al.</u> , "Resolution of quantitative traits into Mendelian factors," <u>Nature</u> , 20 October 1988, pages 721-726, vol. 335.	
		LANDER, E., et al., "Mapping Mendelian Factors Underlying Quantative Traits,"  Genetics, January 1989, pages 185-199, vol. 121.	
		GRIFFITHS, A. J. F., et al., <u>An Introduction to Genetic Analysis</u> , Fifth ed., 1993, pages 750-752 (W.H. Freeman and Company, New York)	

Examiner	Date	
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: